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MGM Resorts International*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

DWIGHT MANLEY,

Plaintiff,

v.

MGM RESORTS INTERNATIONAL; MGM  
GRAND HOTEL, LLC,

Defendants.

MGM GRAND HOTEL, LLC, a Nevada  
limited liability company,

Counterclaimant,

v.

DWIGHT MANLEY, an individual,

Counter-Defendant.

Case No. 2:22-cv-01906-MMD-DJA

**STIPULATION AND ORDER TO  
WITHDRAW PLAINTIFF'S MOTION  
TO COMPEL [ECF No. 35] WITHOUT  
PREJUDICE**

Pursuant to LR 7-1 and LR IA 6-2, Plaintiff/Counterclaimant Dwight Manley ("Plaintiff"), Defendant/Counterclaimant MGM Grand Hotel, LLC and Defendant MGM Resorts International (together, "Defendants"), hereby submit this Stipulation to Withdraw Plaintiff's Motion to Compel

(ECF #35) Without Prejudice.

1. On August 16, 2023, Plaintiff filed his Motion to Compel (the "Motion"). (ECF No. 35.) Specifically, Plaintiff moved to compel Defendants' responses to two (2) of his Requests for Production of Documents – Request Nos. 15 and 16. (*Id.*)

2. Thereafter, the parties continued discussions regarding the discovery dispute informing Plaintiff's Motion. As a result of those discussions, the parties stipulated to continue the Motion's briefing schedule on four (4) occasions. (ECF Nos. 37-39, 40-41, 42-43, 47-48.)

3. A hearing on the Motion is currently scheduled for November 13, 2023. (ECF No. 48.)

4. In light of Defendants' supplemental document production, and their counsel's agreement to provide Plaintiff's counsel additional information concerning Request Nos. 15 and 16, Plaintiff has agreed to withdraw the Motion without prejudice.

5. As such, Plaintiff hereby withdraws his Motion without prejudice and the Court may vacate the current November 13, 2023 hearing date as unnecessary at this time.

Dated this 23rd day of October 2023.

Dated this 23rd day of October 2023.

By: /s/ Jason D. Smith

By: /s/ Katie L. Cannata

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Grand Hotel, LLC and Defendant MGM Resort  
International*

*Attorneys for Plaintiff/ Counter-Defendant  
Dwight Manley*

**IT IS SO ORDERED.**

**IT IS FURTHER ORDERED** that the motion hearing scheduled for Monday, November 13, 2023 is VACATED.

DATED: 10/23/2023

  
\_\_\_\_\_  
DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE

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